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10 Attorneys for Defendant  
11 JPMORGAN CHASE BANK, N.A.

12 UNITED STATES DISTRICT COURT  
13 CENTRAL DISTRICT OF CALIFORNIA

14 EVAN HIGHTOWER and ANN  
15 ROSS, individually and on behalf of  
16 all other individuals similarly  
17 situated,

18 Plaintiffs,

19 vs.

20 JPMORGAN CHASE BANK, N.A.,  
21 and DOES 1-10, Inclusive

22 Defendants.

Case No. 11-CV-01802-PSG-PLAx

Hon. Philip S. Gutierrez

**DEFENDANT JPMORGAN CHASE  
BANK, N.A.'s SUPPLEMENTAL  
NOTICE OF PENDENCY OF OTHER  
ACTIONS OR PROCEEDINGS**

[Local Rule 83-1.4]

1 TO THE UNITED STATES DISTRICT COURT FOR THE CENTRAL  
2 DISTRICT OF CALIFORNIA, AND TO PLAINTIFFS AND THEIR  
3 ATTORNEYS OF RECORD:

4 PLEASE TAKE NOTICE that pursuant to Local Rule 83-1.4, Defendant  
5 JPMorgan Chase Bank, N.A. ("Defendant") submits that the following action  
6 pending in another district court involves a material part of the subject matter of the  
7 present action by Plaintiffs:

8 **1. Khutoretsky v. J.P. Morgan Chase & Co.**

9 (a) Description: *Khutoretsky v. J.P. Morgan Chase & Co.*, U.S. District  
10 Court, Southern District of New York, Case No. 11-CV-4986.

11 (b) Court: U.S. District Court, Southern District of New York.

12 (c) Names of Parties: Plaintiffs: Dennis Khutoretsky, Mikhail Lirman,  
13 and Boris Shulman. Defendant: JPMorgan Chase & Co. (erroneously listed as  
14 "J.P. Morgan Chase & Co.")

15 (d) Identity of Attorneys: For Plaintiffs: D. Maimon Kirschenbaum,  
16 Joseph, Herzfeld, Hester & Kirschenbaum LLP, 233 Broadway, 5th Floor, New  
17 York, New York 10279, Tel: 212-688-564, FAX: 212-688-2548; David Harrison,  
18 Harrison, Harrison & Associates, Ltd., 14 Tindall Road, Middletown, NJ 07748,  
19 Tel: 718-799-9111, FAX: 718-799-9171.

20 For Defendant: Carrie A. Gonell, Morgan Lewis & Bockius, LLP, 5 Park  
21 Plaza, Suite 1700, Irvine, CA 9261, (949) 399-7000.

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1 (e) Brief factual statement: The *Khutoretsky* action involves a putative  
2 collective class that is subsumed within the putative collective class alleged in this  
3 action. On September 23, 2011, the S.D.N.Y. granted Chase's Motion to Dismiss,  
4 Transfer, Or Stay, and ordered the *Khutoretsky* action transferred to the Central  
5 District of California.

6  
7 Dated: September 23, 2011

MORGAN, LEWIS & BOCKIUS LLP

8  
9 By /S/ Carrie A. Gonell  
10 Carrie A. Gonell

11 Attorneys for Defendant  
12 JPMORGAN CHASE BANK, N.A.  
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